

#7

VIA FACSIMILE NO. 703-305-4066
DEPOSITED ON FEBRUARY 3, 2003

Patent
DKT. GH 2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Gary F. Hirsch, Robert T. Patton, David M. Hall**
Assignee: **Environmental Textiles USA, Inc.**
Application No.: **09/963,854** Group No.: **1746**
Filed: **September 26, 2001** Examiner: **Frankie L. Stinson**
For: **TRENCH PROCESS AND APPARATUS** Notice of Allowance mailed: **December 20, 2002**
FOR DYE REMOVAL FROM DENIM Confirmation No.: **1600**
SCRAP

BOX DAC
Assistant Commissioner for Patents
Washington, DC 20231

RECEIVED

FEB 03 2003

OFFICE OF PETITIONS

PETITION UNDER 37 C.F.R. § 1.313(c)
WITHDRAWAL FROM ISSUE—ISSUE FEE PAID

1. Applicant petitions that the above identified application be withdrawn from issue. The issue fee was paid on January 21, 2003.
2. **Reason for withdrawal from issue:**
The reason Applicant seeks withdrawal from issue of this application is to submit additional prior art patents for consideration by the Examiner. These prior art patents may be material to the patentability of the claims allowed in the 09/963,854 application. These prior art patents are included in an Information Disclosure Statement filed as the submission in a Request for Continued Examination that accompanies this petition.
3. **Petition fee (37 CFR 1.17(i)):**
Form PTO-2038 - Credit Card Payment Form is attached in the amount of \$130.00 authorizing the payment of the Petition Fee under 37 C.F.R. 1.17(i)). A duplicate of this petition is attached.

Respectfully submitted,

Date: 2/3/03



David M. Sullivan, Registration No. 51,025
Phillip L. Free, Jr., Registration No. 38,143
Crowe & Dunlevy
1800 Mid-America Tower
20 North Broadway
Oklahoma City, OK 73102-8273
Telephone: (405) 235-7700
Fax: (405) 239-6651

02/05/2003 AKELLEY 00000008 09963854
130.00 UP

CROWE & DUNLEVYATTORNEYS AND COUNSELORS AT LAW
100 Years • 1902-2002**SENT****FAX COVER LETTER****CONFIDENTIALITY NOTICE**

This facsimile transmission and the documents accompanying it may contain confidential information belonging to the sender which is protected by the attorney-client privilege or other privileges. The information is intended only for delivery to the individual or entity named below. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action in reliance on the contents of this transmission is strictly prohibited. If you have received this transmission in error, please immediately notify us by telephone to arrange for return of the documents.

Please deliver the following page(s) to:

| NAME | COMPANY | TELEPHONE | FAX |
|---------|---------|-----------|--------------|
| BOX DAC | USPTO | | 703-305-4066 |

FROM: David M. Sullivan
DATE SENT: February 3, 2003
CLIENT-MATTER NUMBER: 30627-00005

TOTAL NUMBER OF PAGES SENT, INCLUDING THIS PAGE: 44

If you do not receive all pages, or have any problems with receiving, please call 405-234-3236.

COMMENTS: Re: U.S. Application No. 09/963,854

Included please find:

1. Transmittal Letter;
2. Petition to Withdrawal From Issuance, in duplicate;
3. Form PTO-2038 Credit Card Payment Form (\$130.00);
4. Request for Continuing Examination;
5. Form PTO-2038 Credit Card Payment Form (\$375.00); and
6. Information Disclosure Statement, including 5 references of cited art.

TULSA
500 KENNEDY BUILDING
321 SOUTH BOSTON AVENUE
TULSA, OK 74103-3313
TEL: 918.592.9600 • FAX: 918.592.0801

OKLAHOMA CITY
20 NORTH BROADWAY, SUITE 1800
OKLAHOMA CITY, OK 73102-8273
TEL: 405.235.7700 • FAX: 405.239.6651

NORMAN
THE WPOINT OFFICE BUILDING
2500 SOUTH MCGEE, SUITE 140
NORMAN, OK 73072-8705
TEL: 405.321.7317 • FAX: 405.360.4022



CROWE & DUNLEVY
ATTORNEYS AND COUNSELORS AT LAW
100 Years - 1902 - 2002

DAVID M. SULLIVAN
Direct Tel: 405.234.3236
Direct Fax: 405.272.5926

sullivan@crowedunlevy.com

February 3, 2003

Via facsimile 703-305-4066

BOX DAC
Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED

FEB 03 2003

OFFICE OF PETITIONS

Re: U.S. Patent Application No. 09/963,854
Title: **TRENCH PROCESS AND APPARATUS FOR DYE
REMOVAL FROM DENIM SCRAP**
Filed: 09-26-01
Inventors: Gary F. Hirsch, David M. Hall and Robert T. Patton
Our Dkt#: P1690US01 (C/M# 30627-00005)

Dear Commissioner:

Enclosed please find the following documents for filing with the United States Patent and Trademark Office regarding the above-referenced application:

1. Petition Under 37 C.F.R. 1.313(c) - Withdrawal From Issue - Issue Fee Paid (in duplicate);
2. Form PTO-2038 Credit Card Payment Form (\$130.00);
3. Request for Continued Examination (RCE) (37 C.F.R. 1.114);
4. Form PTO-2038 Credit Card Payment Form (\$375.00); and,
5. Information Disclosure Statement, inclusive of 5 references of cited art.

Should you have any questions, please do not hesitate to contact the undersigned.

Sincerely,

David M. Sullivan
For the Firm

DMS/kas/encs.
cc: Luis Alberto Aziz
Juan Pablo Martinez
Gary Betow

1200469.1

TULSA
500 KENNEDY BUILDING
321 SOUTH BOSTON AVENUE
TULSA, OK 74103-3318
TEL: 918.592.9800 • FAX: 918.592.9801

OKLAHOMA CITY
20 NORTH BROADWAY, SUITE 1800
OKLAHOMA CITY, OK 73102-8273
TEL: 405.235.7700 • FAX: 405.239.6661

NORMAN
THE HILPOINT OFFICE BUILDING
2500 SOUTH MCGEE, SUITE 140
NORMAN, OK 73072-6705
TEL: 405.321.7317 • FAX: 405.360.4002

www.crowedunlevy.com

CROWE & DUNLEVY

ATTORNEYS AND COUNSELORS AT LAW

100 Years • 1902-2002

SENT**FAX COVER LETTER****CONFIDENTIALITY NOTICE**

This facsimile transmission and the documents accompanying it may contain confidential information belonging to the sender which is protected by the attorney-client privilege or other privileges. The information is intended only for delivery to the individual or entity named below. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action in reliance on the contents of this transmission is strictly prohibited. If you have received this transmission in error, please immediately notify us by telephone to arrange for return of the documents.

Please deliver the following page(s) to:

| NAME | COMPANY | TELEPHONE | FAX |
|---------|---------|-----------|--------------|
| BOX DAC | USPTO | | 703-305-4066 |

FROM: David M. Sullivan
DATE SENT: February 3, 2003
CLIENT-MATTER NUMBER: 30627-00005

TOTAL NUMBER OF PAGES SENT, INCLUDING THIS PAGE: 44

If you do not receive all pages, or have any problems with receiving, please call 405-234-3236.

COMMENTS: Re: U.S. Application No. 09/963,854

Included please find:

1. Transmittal Letter;
2. Petition to Withdrawal From Issuance, in duplicate;
3. Form PTO-2038 Credit Card Payment Form (\$130.00);
4. Request for Continuing Examination;
5. Form PTO-2038 Credit Card Payment Form (\$375.00); and
6. Information Disclosure Statement, including 5 references of cited art.

TULSA
500 KENNEDY BUILDING
321 SOUTH BOSTON AVENUE
TULSA, OK 74109-3313
TEL: 405.239.6600 • FAX: 405.239.6651

OKLAHOMA CITY
20 NORTH BROADWAY, SUITE 1800
OKLAHOMA CITY, OK 73102-8273
TEL: 405.235.7700 • FAX: 405.239.6651

NORMAN
THE WPOINT OFFICE BUILDING
2500 SOUTH MCGEE, SUITE 140
NORMAN, OK 73072-8705
TEL: 405.321.7317 • FAX: 405.360.4002